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RCE

PTO/SB/30 (08-00)
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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	**10/679,537**
Filing Date	**October 2, 2003**
First Named Inventor	**Mitchell H. MAIMAN**
Group Art Unit	**2876**
Examiner Name	**A. Trail**
Attorney Docket Number	**1422**

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: *37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice,* Final Rule, 65 *Fed. Reg.* 50092 (Aug. 16, 2000); Interim Rule, 65 *Fed. Reg.* 14865 (Mar. 20, 2000), 1233 *Off. Gaz. Pat Office* 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114
   - a. ☒ Previously submitted
     - i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on January 3, 2005 (Any unentered amendment(s) referred to above will be entered).
     - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
     - iii. ☐ Other _____
   - b. ☐ Enclosed
     - i. ☐ Amendment/Reply
     - ii. ☐ Affidavit(s)/Declaration(s)
     - iii. ☐ Information Disclosure Statement (IDS)
     - iv. ☐ Other
2. Miscellaneous
   - a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R.§ 1.17 (i) **required**).
   - b. ☐ Other *Petition is hereby made for a one-month extension of the period to respond to the outstanding Official Action to March 2, 2005. **A check in the amount of $120.00,** as the Petition fee, is enclosed herewith.*
3. Fees — The RCE fee under 37 C.F.R. § 1.17 (e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
   - a. ☒ The Director is hereby authorized to charge any deficiency or credit any overpayments, to Deposit Account No. 11-1145
     - i. ☒ RCE fee required under 37 C.F.R. § 1.17 (e)
     - ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
     - iii. ☐ Other _____

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   01 FC:1801 790.00 OP
   02 FC:1251 120.00 OP
   - b. ☒ Check in the amount of **$910.00** enclosed
   - c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Alan Israel	*Registration No. (Attorney/Agent)*	27564
Signature		*Date*	March 2, 2005

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail No. **EL44325604US** in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Lori G. Witkin		
Signature		*Date*	March 2 2005

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.